

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
MIDLAND DIVISION

M&T BANK,

§

*Plaintiff,*

§

v.

Civil Action No. 7:24-CV-228

JOSHUA SMITH TERESA ROWELL  
AND SECRETARY OF HOUSING AND  
URBAN DEVELOPMENT,

§

*Defendant.*

§

AFFIDAVIT OF SERVICE  
SECRETARY OF HOUSING AND URBAN DEVELOPMENT

**AFFIDAVIT OF SERVICE**

IN THE DISTRICT COURT OF MIDLAND COUNTY, TEXAS

CASE NO. CV61134  
4324 BEDFORD AVE  
MIDLAND, TEXAS 79703

M&T BANK; et seq.

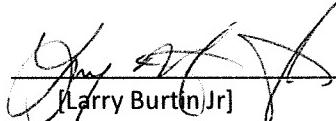
VS.

JOSHUA SMITH, ET AL

I, Larry Burton Jr, depose and say the following: I do hereby certify and say that I am over 18 years of age and not a party to this suit. I am a registered employee of ProVest, LLC, an Illinois Department of Professional Regulation Private Detective Agency # 117.001336.

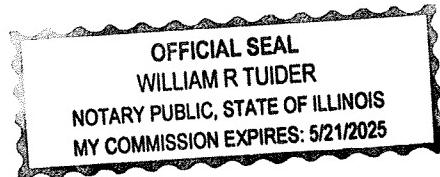
On 8/15/2024 I served the within PLAINTIFF'S ORIGINAL PETITION; CITATION in the following manner:

**Certified Mail:** A copy of the PLAINTIFF'S ORIGINAL PETITION; CITATION was mailed in a sealed envelope addressed to SECRETARY OF HOUSING AND URBAN DEVELOPMENT at BY SERVING ITS ASSOCIATE GENERAL COUNSEL AT US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT OFFICE OF LITIGATION 451 SEVENTH STREET SW WASHINGTON, DC 20410 via Certified Mail with Return Receipt Requested (Certified Mail Receipt# 9314 7699 0430 0124 6864 39).

 8-15-24  
[ Date ]  
Larry Burton Jr.

Client File Number: 24-01747  
ProVest Case ID: 7241024

State of Illinois	<u>Dupage</u>
County of	<u>Dupage</u>
Signed and sworn (or affirmed) to before me on	
<u>8/15/24</u> (date) by <u>Larry Burton Jr</u>	
<u>William R. Tuider</u>	
Signature of Notary	



U.S. Postal Service® CERTIFIED MAIL® RECEIPT	
<i>Domestic Mail Only</i>	
USPS® ARTICLE NUMBER	
9314 7699 0430 0124 6864 39	
Certified Mail Fee	\$
Return Receipt (Hardcopy)	\$
Return Receipt (Electronic)	\$
Certified Mail Restricted Delivery	\$
Postage	\$
Total Postage and Fees	\$
<b>Sent to:</b> Secretary of HUD by serving its Assoc. General Counsel U.S. Dept of HUD Office of Litigation 451 7th St SW Washington, DC 20410	
<b>Reference Information</b>	
7241024	
File # 24-01747	

PS Form 3800, Facsimile, July 2015

Thank you for using Return Receipt Service

**RETURN RECEIPT REQUESTED  
USPS® MAIL CARRIER  
DETACH ALONG PERFORATION**

<b>FOLD AND TEAR THIS WAY →</b>	
THANK YOU FOR USING RETURN RECEIPT SERVICE	
<b>RETURN RECEIPT REQUESTED</b>	
<b>CERTIFIED MAIL®</b>	
 <b>9314 7699 0430 0124 6864 39</b>	
RETURN RECEIPT REQUESTED	
COMPLETE THIS SECTION ON DELIVERY	
<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <input type="checkbox"/> C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If YES, enter delivery address below:</p>	
<p>1. Article Addressed to:</p> <p>Secretary of HUD by serving its Assoc. General Counsel U.S. Dept of HUD Office of Litigation 451 7th St SW Washington, DC 20410</p> <p>2. Certified Mail (Form 3800) Article Number <b>9314 7699 0430 0124 6864 39</b></p> <p>3. Service Type:  <input checked="" type="checkbox"/> Certified Mail  <input type="checkbox"/> Restricted Delivery  <u>Reference Information</u>          7241024          File # 24-01747</p>	
Domestic Return Receipt	
PS Form 3811, Facsimile, July 2015	

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS - FOLD AT DOTTED LINE

US POSTAGE   
ZIP 60148 \$ 012.10<sup>0</sup>  
02 7W  
0008030157 AUG 15 2024

**AFFIDAVIT OF SERVICE**

IN THE DISTRICT COURT OF MIDLAND COUNTY, TEXAS

CASE NO. CV61134  
4324 BEDFORD AVE  
MIDLAND, TEXAS 79703

M&T BANK; **et seq.**

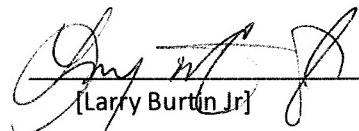
VS.

JOSHUA SMITH, ET AL

I, Larry Burtin Jr, depose and say the following: I do hereby certify and say that I am over 18 years of age and not a party to this suit. I am a registered employee of ProVest, LLC, an Illinois Department of Professional Regulation Private Detective Agency # 117.001336.

On 8/15/2024 I served the within PLAINTIFF'S ORIGINAL PETITION; CITATION in the following manner:

**Certified Mail:** A copy of the PLAINTIFF'S ORIGINAL PETITION; CITATION was mailed in a sealed envelope addressed to OFFICE OF THE UNITED STATES ATTORNEY FOR THE WESTERN DISTRICT OF TEXAS at C/O CIVIL PROCESS CLERK 601 N.W. LOOP 410, SUITE 600 SAN ANTONIO, TX 78216 via Certified Mail with Return Receipt Requested (Certified Mail Receipt# 9314 7699 0430 0124 6864 53).

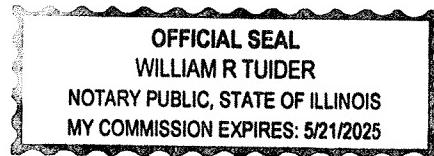


8-15-24  
[ Date ]

Client File Number: 24-01747

ProVest Case ID: 7241024

State of Illinois
County of <u>Dupage</u>
Signed and sworn (or affirmed) to before me on <u>8/15/24</u> (date) by <u>Larry Burtin Jr</u>
<u>Will R. Tuidor</u>
Signature of Notary



U.S. Postal Service® CERTIFIED MAIL® RECEIPT <i>Domestic Mail Only</i>	
USPS® ARTICLE NUMBER 9314 7699 0430 0124 6864 53	
Certified Mail Fee	\$
Return Receipt (Hardcopy)	\$
Return Receipt (Electronic)	\$
Certified Mail Restricted Delivery	\$
Postage	\$
Total Postage and Fees	\$
<b>Sent to:</b> Office of U.S. Attorney Western District of Texas c/o Civil Process Clerk 601 N.W. Loop 410 Ste 600 San Antonio, TX 78216	
<u>Reference Information</u> 7241024 File # 24-01747	

Postmark  
Here

PS Form 3800, Facsimile, July 2015

Thank you for using Return Receipt Service

**RETURN RECEIPT REQUESTED  
USPS® MAIL CARRIER  
DETACH ALONG PERFORATION**

FOLD AND TEAR THIS WAY →

<b>Return Receipt (Form 3811) Barcode</b>  <b>9590 9699 0430 0124 6864 55</b>		<b>COMPLETE THIS SECTION ON DELIVERY</b> A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee B. Received by (Printed Name) <input type="checkbox"/> C. Date of Delivery D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <small>If YES, enter delivery address below:</small> <small><input type="checkbox"/> No</small>	
1. Article Addressed to:  Office of U.S. Attorney Western District of Texas c/o Civil Process Clerk 601 N.W. Loop 410 Ste 600 San Antonio, TX 78216			
3. Service Type: <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Certified Mail Restricted Delivery <b>Reference Information</b> 7241024 File # 24-01747			
2. Certified Mail (Form 3800) Article Number <b>9314 7699 0430 0124 6864 53</b> <small>PS Form 3811, Facsimile, July 2015</small>			
<small>Domestic Return Receipt</small>			

Thank you for using Return Receipt Service

**9314 7699 0430 0124 6864 53**  
**RETURN RECEIPT REQUESTED**



FIRST-CLASS

**AFFIDAVIT OF SERVICE**

IN THE DISTRICT COURT OF MIDLAND COUNTY, TEXAS

CASE NO. CV61134  
4324 BEDFORD AVE  
MIDLAND, TEXAS 79703

M&T BANK; et seq.

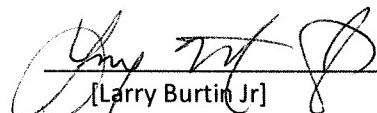
VS.

JOSHUA SMITH, ET AL

I, Larry Burtin Jr, depose and say the following: I do hereby certify and say that I am over 18 years of age and not a party to this suit. I am a registered employee of ProVest, LLC, an Illinois Department of Professional Regulation Private Detective Agency # 117.001336.

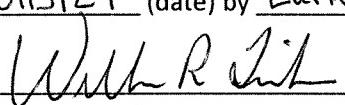
On 8/15/2024 I served the within PLAINTIFF'S ORIGINAL PETITION; CITATION in the following manner:

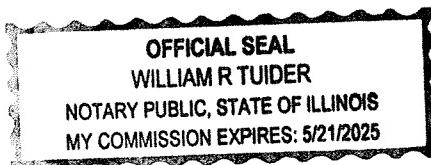
**Certified Mail:** A copy of the PLAINTIFF'S ORIGINAL PETITION; CITATION was mailed in a sealed envelope addressed to ATTORNEY GENERAL OF THE UNITED STATES at US DEPARTMENT OF JUSTICE 950 PENNSYLVANIA AVENUE, NW WASHINGTON, DC 20530 via Certified Mail with Return Receipt Requested (Certified Mail Receipt# 9314 7699 0430 0124 6864 46).

 8-15-24  
[Larry Burtin Jr] [ Date ]

Client File Number: 24-01747

ProVest Case ID: 7241024

State of Illinois
County of <u>Dupage</u>
Signed and sworn (or affirmed) to before me on <u>8/15/24</u> (date) by <u>Larry Burtin Jr</u>

Signature of Notary



U.S. Postal Service® CERTIFIED MAIL® RECEIPT <i>Domestic Mail Only</i>	
USPS® ARTICLE NUMBER 9314 7699 0430 0124 6864 46	
Certified Mail Fee	\$
Return Receipt (Hardcopy)	\$
Return Receipt (Electronic)	\$
Certified Mail Restricted Delivery	\$
Postage	\$
Total Postage and Fees	\$
<b>Sent to:</b> Attorney General of the U.S. U.S. Department of Justice 950 Pennsylvania Ave NW Washington, DC 20530	
<b>Reference Information</b> 7241024 File # 24-01747	
PS Form 3800, Facsimile, July 2015	

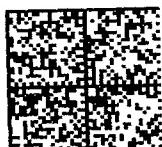
Thank you for using Return Receipt Service

**RETURN RECEIPT REQUESTED  
USPS® MAIL CARRIER  
DETACH ALONG PERFORATION**

<b>Return Receipt (Form 3811) Barcode</b>									
 <b>9590 9699 0430 0124 6864 48</b>									
<b>COMPLETE THIS SECTION ON DELIVERY</b>									
<table border="0"> <tr> <td><b>A. Signature</b></td> <td><input type="checkbox"/> Agent</td> </tr> <tr> <td><b>B. Received by (Printed Name)</b></td> <td><input type="checkbox"/> Addressee</td> </tr> <tr> <td colspan="2" style="text-align: center;"><b>D. Is delivery address different from item 1?</b></td> </tr> <tr> <td colspan="2" style="text-align: center;"> <input type="checkbox"/> Yes  <small>If YES, enter delivery address below:</small>  <input type="checkbox"/> No         </td> </tr> </table>		<b>A. Signature</b>	<input type="checkbox"/> Agent	<b>B. Received by (Printed Name)</b>	<input type="checkbox"/> Addressee	<b>D. Is delivery address different from item 1?</b>		<input type="checkbox"/> Yes <small>If YES, enter delivery address below:</small> <input type="checkbox"/> No	
<b>A. Signature</b>	<input type="checkbox"/> Agent								
<b>B. Received by (Printed Name)</b>	<input type="checkbox"/> Addressee								
<b>D. Is delivery address different from item 1?</b>									
<input type="checkbox"/> Yes <small>If YES, enter delivery address below:</small> <input type="checkbox"/> No									
<p><b>1. Article Addressed to:</b></p> <p>Attorney General of the U.S. U.S. Department of Justice 950 Pennsylvania Ave NW Washington, DC 20530</p>									
<p><b>3. Service Type:</b></p> <p><input checked="" type="checkbox"/> Certified Mail  <input type="checkbox"/> Certified Mail Restricted Delivery</p>									
<b>Reference Information</b>									
<p>7241024 File # 24-01747</p>									
<p><b>2. Certified Mail (Form 3800) Article Number</b></p> <p><b>9314 7699 0430 0124 6864 48</b></p>									
<p><b>Domestic Return Receipt</b></p>									

Thank you for using Return Receipt Service

FIRST-CLASS



ZIP 60148 **\$ 012.10<sup>0</sup>**  
 02 7W  
 0008030157 AUG 15 2024

US POSTAGE<sup>TM</sup> WHITNEY BOWES  
 2024 AUGUST 15